



General Assembly

February Session, 2006

Raised Bill No. 481

LCO No. 2314

02314_____HS_

Referred to Committee on Human Services

Introduced by:
(HS)

AN ACT CONCERNING A MEDICAID HOME AND COMMUNITY-BASED SERVICE WAIVER FOR PERSONS WITH HUMAN IMMUNODEFICIENCY VIRUS OR ACQUIRED IMMUNE DEFICIENCY SYNDROME.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2006*) The Commissioner of Social
2 Services may apply for a home and community-based services waiver
3 pursuant to Section 1915(c) of the Social Security Act that will allow
4 the commissioner to develop and implement a program for the
5 provision of home or community-based services, as defined in 42 CFR
6 440.180, to not more than one hundred persons, currently receiving
7 services under the Medicaid program who (1) have tested positive for
8 human immunodeficiency virus or have acquired immune deficiency
9 syndrome, and (2) would remain eligible for Medicaid if admitted to a
10 hospital, nursing facility or intermediate care facility for the mentally
11 retarded, or in the absence of the services that are requested under
12 such waiver, would require the Medicaid covered level of care
13 provided in such facilities. In accordance with 42 CFR 440.180, such
14 persons shall be eligible to receive services that are deemed necessary
15 by the commissioner to meet their unique needs in order to avoid

16 institutionalization.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2006</i>	New section
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Statement of Purpose:

To allow access to home and community-based services to not more than one hundred persons who have human immunodeficiency virus or acquired immune deficiency syndrome and who are at risk for institutionalization in the absence of such services.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]